IN THE HIGH COURT OF JUDICATURE AT BOBBY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 5321 OF 2004

Smt. Laxmibai R. Lokhande ..Applicant.

V/s.

The State of Maharashtra .. Respondent.

Shri R.M. Sawant & Ganesh Gole for Applicant.
Shri D.R. More, APP for Respondent.

CORAM : A.M.KHANWILKAR, J.
DATED : DECEMBER 06, 2004

PC :-

. Heard the learned counsel for the parties.

2. As the learned APP fairly accepts that the investigation as has proceeded till now points the accusing fingre towards the husband of the deceased and not the applicant, coupled with the fact that the deceased has left behind 4 years child, who will have to be looked after by the applicant and that the applicant can always be available for the purpose of further investigation and is willing to abide by any condition that may be imposed by this court, the applicant deserves to be released on the following conditions :-

(a) The Applicant is granted bail in connection with C.R.668/2004, registered with Oshiwara Police Station, on executing personal bond in the sum of Rs. 25,000/- (Rs. Twentyfive thousand only) with two local sureties in the like amount.

(b) The Applicant be released initially on cash bail but necessary formalities to be complied with within one week from the date of release of the applicant.

(c) The applicant shall report to the Naigaon Police Station once in a week on Saturday between 10 a.m. to 1 p.m. till the investigation is in progress and later on once in a month on first Saturday of every english calendar month, during the pendency of the trial.

(d) She shall extend full co-operation to the investigating officer as well as for early disposal of the trial. If the trial court is of the opinion that the applicant is responsible for delay in trial that fact be recorded in the Rozanama, which can be a ground for cancellation of bail.

(e) The Applicant shall not enter the jurisdiction of the Oshiwara Police Station except when required by the investigating officer.

(f) She shall not influence the prosecution witness or tamper with the prosecution evidence in any manner whatsoever.

3. Ordered accordingly.

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